

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Keiji Tokita et al.

Serial No.: 10/551,684

Filed: September 29, 2005

For: DISK HOLDER, DISK ALIGNMENT  
MECHANISM AND DISK DRIVE

Patent Examiner: Not yet assigned

Group Art Unit: Not yet assigned

CUSTOMER NO. 21611

July 26, 2006

Costa Mesa, California 92626

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 USC 371Mail Stop PCT  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 USC 371 mailed 6/19/2006, enclosed is the executed oath for filing in the above-identified case. Also, attached is a copy of the 371 Formalities Letter.

Please charge the surcharge of \$130.00 for late filing of this oath to our deposit account No. 19-2814.

If there are any questions with regard to this matter, please do not hesitate to contact the undersigned attorney.

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Mail Stop PCT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on July 26, 2006 by Sharon Farnus

  
Signature

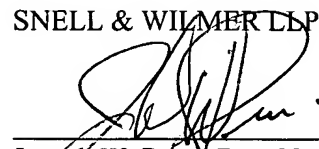
Date of Signature: July 26, 2006

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Very truly yours,

SNELL &amp; WILMER LLP

  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,684	Keiji Tokita	42598-3600

21611  
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RECEIVED  
 JUN 23 2006  
 SNELL & WILMER

INTERNATIONAL APPLICATION NO.	
PCT/JP04/04677	
I.A. FILING DATE	PRIORITY DATE
03/31/2004	03/31/2003

CONFIRMATION NO. 3684  
 371 FORMALITIES LETTER

\*OC000000019325478\*

Date Mailed: 06/19/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/29/2005
- Copy of the International Search Report filed on 09/29/2005
- Copy of IPE Report filed on 09/29/2005
- Copy of Annexes to the IPER filed on 09/29/2005
- Information Disclosure Statements filed on 12/19/2005
- Oath or Declaration filed on 09/29/2005
- U.S. Basic National Fees filed on 09/29/2005
- Priority Documents filed on 09/29/2005
- Specification filed on 09/29/2005
- Claims filed on 09/29/2005
- Abstracts filed on 09/29/2005
- Drawings filed on 09/29/2005

RESPONSE DUE 8-19-06  
 ACTION Oath + Fee

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Additionally the following defects have been observed:

- Annexes have not been entered because they're not a page for substitution.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,684	PCT/JP04/04677	42598-3600